

PHILLIP A. TALBERT
Acting United States Attorney
ROSS PEARSON
Assistant United States Attorney
501 I Street, Suite 10-100
Sacramento, CA 95814
Telephone: (916) 554-2700
Facsimile: (916) 554-2900

Attorneys for Plaintiff
United States of America

IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

ROLAND HEATHINGTON,

Defendant.

CASE NO. 2:20-CR-00008-TLN

STIPULATION REGARDING EXCLUDABLE
TIME PERIODS UNDER SPEEDY TRIAL ACT;
FINDINGS AND ORDER

DATE: August 26, 2021
TIME: 9:30 a.m.
COURT: Hon. Troy L. Nunley

STIPULATION

Plaintiff United States of America, by and through its counsel of record, and defendant, by and through defendant's counsel of record, hereby stipulate as follows:

1. By previous order, this matter was set for status on August 26, 2021.
2. By this stipulation, defendant now moves to continue the status conference until October 21, 2021, at 9:30 a.m., and to exclude time between August 26, 2021, and October 21, 2021, under 18 U.S.C. § 3161(h)(7)(A), B(iv) [Local Code T4].
3. The parties agree and stipulate, and request that the Court find the following:
 - a) The government has represented that the discovery associated with this case includes the discovery associated with this case includes approximately 60 pages of police reports, as well as the defendant's criminal history sheet, body camera videos, and photographs. All of this discovery has been either produced directly to counsel and/or made available for

1 inspection and copying.

2 b) Counsel for defendant desires additional time to review this discovery, investigate
3 possible defenses or suppression issues, consult with his client, and negotiate a plea with the
4 government. Since the last status conference, prior counsel for Heathington has been replaced
5 and his current attorney, Christina Sinha, has taken over representation. Counsel needs
6 additional time to review the discovery and discuss the discovery and the plea offer with her
7 client. In addition, counsel for Heathington is currently preparing for a trial in October that will
8 take much of her time in the next few months.

9 c) Counsel for defendant believes that failure to grant the above-requested
10 continuance would deny him/her the reasonable time necessary for effective preparation, taking
11 into account the exercise of due diligence.

12 d) The government does not object to the continuance.

13 e) Based on the above-stated findings, the ends of justice served by continuing the
14 case as requested outweigh the interest of the public and the defendant in a trial within the
15 original date prescribed by the Speedy Trial Act.

16 f) For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161,
17 et seq., within which trial must commence, the time period of August 26, 2021 to October 21,
18 2021, inclusive, is deemed excludable pursuant to 18 U.S.C. § 3161(h)(7)(A), B(iv) [Local Code
19 T4] because it results from a continuance granted by the Court at defendant's request on the basis
20 of the Court's finding that the ends of justice served by taking such action outweigh the best
21 interest of the public and the defendant in a speedy trial.

22 4. Nothing in this stipulation and order shall preclude a finding that other provisions of the
23 Speedy Trial Act dictate that additional time periods are excludable from the period within which a trial
24 must commence.

1 IT IS SO STIPULATED.

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3 Dated: August 24, 2021

PHILLIP A. TALBERT
Acting United States Attorney

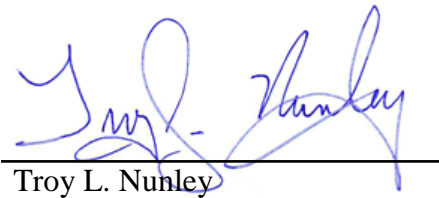
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5 /s/ ROSS PEARSON
ROSS PEARSON
Assistant United States Attorney

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8 Dated: August 24, 2021

/s/ CHRISTINA SINHA
CHRISTINA SINHA
Counsel for Defendant
ROLAND HEATHINGTON
(Authorized by email on August
24, 2021)

11 **FINDINGS AND ORDER**

12 IT IS SO FOUND AND ORDERED this 24th day of August, 2021.

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Troy L. Nunley
United States District Judge